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5 UNITED STATES DISTRICT COURT
6 DISTRICT OF NEVADA

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8 BRIAN STANTON,

9 Plaintiff,

10 v.

11 HORACE MANN PROPERTY &
12 CASUALTY INSURANCE COMPANY,

13 Defendant.

Case No. 2:13-cv-01049-APG-NJK

**ORDER ACCEPTING REPORT AND
RECOMMENDATION REGARDING
JURY TRIAL**

(Dkt. ##18, 20)

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15 On September 24, 2013, Magistrate Judge Koppe entered her Report and
16 Recommendation (Dkt. #26), recommending that Defendant's motion to strike Plaintiff's jury
17 demand (Dkt. #18) be granted, and that Plaintiff's counter-motion for a jury trial (Dkt. #20) be
18 denied. No objection has been filed to that Report and Recommendation. Thus, the Court is not
19 obligated to conduct a de novo review of the Report. 28 U.S.C. § 636(b)(1) (requiring district
20 courts to "make a de novo determination of those portions of the report or specified proposed
21 findings to which objection is made"); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th
22 Cir. 2003) (en banc) ("the district judge must review the magistrate judge's findings and
23 recommendations de novo *if objection is made*, but not otherwise" (emphasis in original)).
24 Nevertheless, this Court has conducted a de novo review of the issues set forth in the Report and
25 Recommendation. Magistrate Judge Koppe's Report and Recommendation sets forth the proper
26 legal analysis, and the factual basis, for the decision. Therefore,

27 **IT IS HEREBY ORDERED** that the Report and Recommendation is accepted.
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1 **IT IS FURTHER ORDERED** that Defendant's motion to strike Plaintiff's jury demand
2 (Dkt. #18) is GRANTED.

3 **IT IS FURTHER ORDERED** that Plaintiff's counter-motion for a jury trial (Dkt. #20)
4 be DENIED.

5 Dated: December 16, 2013.

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8 ANDREW P. GORDON
9 UNITED STATES DISTRICT JUDGE
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